

# German Note on Sinking of Frye Turned Down by U. S.

**FINAL**  
EDITION

The

Evening

World.

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"Circulation Books Open to All."

PRICE ONE CENT.

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NEW YORK, WEDNESDAY, MAY 5, 1915.

18 PAGES

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## RIPPER TO KEEP UP HIS CHILD SLAYING AND DEFIES THE POLICE TO CATCH HIM

### WILSON FLATLY REFUSES TO HAVE FRYE CASE HEARD BY A GERMAN PRIZE COURT

In Note To-Day Our Government Says Berlin Has Already Admitted Liability and That Amount of Damage Should Be Settled Here.

WASHINGTON, May 5.—The text of the American note to Germany declining the suggestion that reparation for the sinking of the American sailing ship William P. Frye by the converted cruiser Prinz Eitel Friedrich be made through a German prize court and reiterating the representations for indemnity was made public to-day by the State Department. It already has been presented to the Berlin Foreign Office in the form of a communication from Ambassador Gerard.

"In reply to Your Excellency's note of the 5th instant," says the American note, "which the Government of the United States understands admits the liability of the Imperial German Government for the damages resulting from the sinking of the American sailing vessel William P. Frye by the German auxiliary cruiser Prinz Eitel Friedrich on Jan. 28 last, I have the honor to say by direction of my Government, that while the promptness with which the Imperial German Government has admitted its liability is highly appreciated, my Government feels that it would be inappropriate in the circumstances of this case and would involve unnecessary delay to adopt the suggestion in your note that the legality of the capture and destruction, the standing of the claimants and the amount of indemnity should be submitted to a prize court.

"Unquestionably the destruction of this vessel was a violation of the obligations imposed upon the Imperial German Government under existing treaty stipulations between the United States and Prussia, and the United States Government by virtue of its treaty rights has presented to the Imperial German Government a claim for indemnity on account of the resulting damages suffered by American citizens.

#### AMOUNT OF DAMAGES SETTLED BY NEGOTIATION.

"The liability of the Imperial German Government, and the standing of the claimants as American citizens and the amount of indemnity are all questions which tend themselves to diplomatic negotiations between the two Governments and happily the question of liability has already been settled in that way. The status of the claimants and the amount of indemnity are the only questions remaining to be settled, and it is appropriate that they should be dealt with in the same way.

"The Government of the United States fully understands that, as stated in Your Excellency's note, the German Government is liable under the treaty provisions above mentioned for the damages arising from the destruction of the cargo, as well as from the destruction of the vessel. But it will be observed that the claim under discussion does not include damages for the destruction of the cargo, and the question of the value of the cargo, therefore, is not involved in the present discussion.

"The Government of the United States recognizes that the German Government will wish to be satisfied as to the American ownership of the vessel and the amount of the damages sustained in consequence of her destruction.

"These matters are readily ascertainable and if the German Government desires any further evidence in substantiation of the claim on these points, in addition to that furnished

### CARMAN DEFENSE JOLTED BY STORY OF NEW WITNESS

Support for Farrell Who Saw Woman Near Window After Shooting.

#### CElia COLEMAN CALLED.

Mrs. Carman Came in and Said 'I Shot Him,' " Girl Swears.

(Special from a Staff Correspondent of The Evening World.)

MINNEOLA, N. Y., May 5.—New and important testimony was given today at the second trial of Mrs. Florence Carman, who is accused of the murder of Mrs. Louise D. Bailey in the office of her husband, Dr. Carman, at Freeport on June 26, 1914. Mrs. Mary L. Black, whose house flanks the side of the Carman house on which the office is located, said that she had heard the shot that had killed Mrs. Bailey and that soon afterward she saw a man standing in front of the office window.

District Attorney Lewis J. Smith did not know of the testimony that Mrs. Black was prepared to give until very recently. She was subpoenaed only yesterday.

Mrs. Black's statement sustains the testimony given at the first trial by Frank Farrell, theobo-witness. He said that he was on the lawn immediately after the shooting and saw a woman walk away from the doctor's window. Farrell said then he wore a slouch hat. Mrs. Black said the man she saw wore the same kind of a hat.

Farrell has been missing since the last trial, but District Attorney Smith said this afternoon that he had been located in New York and would testify again.

Celia Coleman, the negro maid in the Carman household at the time of the murder, was called to the stand late in the afternoon. The prosecution relies on her as its star witness. The girl then began to retell her story of how she saw Mrs. Carman come into the kitchen from the direction of the office after the shot was fired.

"I heard a crash of glass and a gun shot," said the girl. "Then Mrs. Carman came in and said to me, 'I shot him.'"

"Mrs. Carman showed me a dark-looking revolver when she came in the door out of the yard," said Celia. "When she went out before that she had her hands under a shawl."

Other witnesses of the day were Elizabeth Vareance, the nurse whose face Mrs. Carman slapped when she saw Dr. Carman hand her \$15 in his office, and Gaston Beaumont, who installed a photograph in the Carman home at the request of Mrs. Carman. They told the same stories that they did at the previous trials.

Coroner Norton of Wantagh, was the first witness of the day. He said he was called to the house at 9 o'clock and told of finding the body and the broken window pane.

Mr. Black was then called. She said she lived in the house next to the office of Dr. Carman.

Q. Where were you after dinner June 26, 1914? A. In the house or on the porch, on the south side of the house, facing the Merrick Road.

Q. Was there an east porch from which you could see the Carman residence? A. Yes.

The witness identified a photograph

### Child Taken Away from Parents, And Mother Who Accuses Friend



### GIRL WAR BABIES WILL BE ADOPTED BY SUFFRAGETTES

### ACTRESS STEALS BABY SHE LOVED; RETURNS IT ON DEMAND OF PARENTS

Mrs. Braswell Says Friend Also Took Ring When She Flew With Child.

Political Union Plans to Bring Them Up According to Most Modern Ideas.

LONDON, May 5.—The Women's Suffrage and Political Union has arranged to adopt a number of girl war babies and will cause them according to the most modern ideas of child culture.

WINNERS AT PIMLICO.

FIRST RACE—Selling three-year-olds and upward; one mile from city yards—Christophine, 102; Hartwell, straight, \$14.30; place, \$10.50; show, \$12.50; Palros, 102; Aspinwall, place, \$12.40; show, \$12.00; second, Beaumont Belle, 108; Nickerson, 108; 9th Avenue, 108; Hartley, Hodson, Hastings, Dennis, 108; Sprinfield, Place White, 108.

SECOND RACE—Selling three-year-olds and upward; one mile from city yards—Christophine, 102; Hartwell, straight, \$14.30; place, \$10.50; show, \$12.50; Little England, 102; Queen, 108; place, \$17.00; second, Shadwell, 108; third, Time, 119-134; Petulus, Mercutio, Lady Innocence, Col. Cook, Love Days, Symone, and Laird O'Rourke, 108.

THIRD RACE—Arthington Handicap, three-year-olds and upward; six furlongs—Pomette, 112; McBeth, straight, \$14.30; place, \$10.50; show, \$12.50; 11th, 112; Queen, 108; place, \$17.00; second, Shadwell, 108; third, Time, 119-134; Petulus, Mercutio, Lady Innocence, Col. Cook, Love Days, Symone, and Laird O'Rourke, 108.

FOURTH RACE—Selling, handcap, three-year-olds and upward; six furlongs—Time, 119-134; McBeth, straight, \$14.30; place, \$10.50; show, \$12.50; 11th, 112; Queen, 108; place, \$17.00; second, Shadwell, 108; third, Time, 119-134; Petulus, Mercutio, Lady Innocence, Col. Cook, Love Days, Symone, and Laird O'Rourke, 108.

The World Travel Bureau, Aristo, Piatoff, Winter Building, 1000 Madison Avenue, New York, has issued a special circular for tourists to use in getting around the city.

The Bureau also offers a special service for tourists to use in getting around the city.

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